



February 22, 2002

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## ENGROSSED SENATE BILL No. 422

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DIGEST OF SB 422 (Updated February 19, 2002 3:32 PM - DI 38)

**Citations Affected:** Noncode.

**Synopsis:** History of the general assembly. Provides for the creation of a history of the general assembly. Establishes a select committee of legislative members to oversee the: (1) hiring of an author; (2) appointment of an advisory council to assist the select committee; and (3) administration of the process creating the history. Provides that the history should cover approximately the period from the 100th general assembly to the adjournment sine die of the 113th general assembly. Specifies that funds appropriated in the 2001 budget bill for an update of the history of the general assembly may be used by the select committee. (This draft was prepared by the interim study committee on the history of the Indiana general assembly.)

**Effective:** Upon passage; July 1, 2002.

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**Merritt, Young R, Paul, Bowser,  
Antich, Wyss**

(HOUSE SPONSORS — FRY, BURTON)

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January 10, 2002, read first time and referred to Committee on Rules and Legislative Procedure.

January 15, 2002, reported favorably — Do Pass.

January 22, 2002, read second time, ordered engrossed.

January 23, 2002, engrossed.

January 28, 2002, read third time, passed. Yeas 48, nays 0.

HOUSE ACTION

February 5, 2002, read first time and referred to Committee on Rules and Legislative Procedures.

February 21, 2002, reported — Do Pass.

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ES 422—LS 6357/DI 94+



February 22, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## ENGROSSED SENATE BILL No. 422

A BILL FOR AN ACT concerning the general assembly.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. [EFFECTIVE JULY 1, 2002] (a) **Whereas, for the**  
2 **people to be best served by their representatives in government,**  
3 **they must understand what their government is, and to know what**  
4 **their government is, they must know what it was.**

5       (b) **It is the purpose of this act to make available to the people**  
6 **a factual, objective, and thorough analysis of the greatest and the**  
7 **least of the elements that have molded the general assembly so that**  
8 **they, learning from the experience of those who served before, may**  
9 **design an improved general assembly to better serve them.**

10       SECTION 2. [EFFECTIVE JULY 1, 2002] **As used in this act,**  
11 **"committee" means the select committee on the history of the**  
12 **Indiana general assembly established by SECTION 5 of this act.**

13       SECTION 3. [EFFECTIVE JULY 1, 2002] **As used in this act,**  
14 **"council" means the advisory council appointed under SECTION**  
15 **15 of this act.**

16       SECTION 4. [EFFECTIVE JULY 1, 2002] **As used in this act,**  
17 **"history" refers to the history of the general assembly provided for**  
18 **in SECTION 10 of this act.**

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1       SECTION 5. [EFFECTIVE JULY 1, 2002] **The select committee**  
 2 **on the history of the Indiana general assembly is established.**

3       SECTION 6. [EFFECTIVE JULY 1, 2002] **The committee consists**  
 4 **of the following eight (8) members of the general assembly:**

5           **(1) Four (4) members appointed by the president pro tempore**  
 6 **of the senate, not more than two (2) of whom may be of the**  
 7 **same political party.**

8           **(2) Four (4) members appointed by the speaker of the house**  
 9 **of representatives, not more than two (2) of whom may be of**  
 10 **the same political party.**

11       SECTION 7. [EFFECTIVE JULY 1, 2002] **(a) The president pro**  
 12 **tempore of the senate shall designate a chairperson from the**  
 13 **membership of the committee. The speaker of the house of**  
 14 **representatives shall designate the vice chairperson from the**  
 15 **membership of the committee.**

16       **(b) The chairperson and the vice chairperson may continue in**  
 17 **their respective positions as long as the committee exists and they**  
 18 **are members of the general assembly.**

19       **(c) In the event of a vacancy on the committee, a successor shall**  
 20 **be appointed by the officer of the general assembly who made the**  
 21 **original appointment.**

22       SECTION 8. [EFFECTIVE JULY 1, 2002] **(a) Four (4) members**  
 23 **of the committee constitute a quorum.**

24       **(b) The affirmative vote of a majority of the committee is**  
 25 **necessary for action to be taken by the committee.**

26       SECTION 9. [EFFECTIVE JULY 1, 2002] **(a) Immediately**  
 27 **following appointment, the committee members shall meet and**  
 28 **organize the committee at a time and place designated by the**  
 29 **chairperson.**

30       **(b) Regular meetings of the committee must be held at least**  
 31 **quarterly.**

32       **(c) A special meeting may be held at a date and time fixed by the**  
 33 **committee or on the call of the chairperson.**

34       **(d) All regular and special meetings must be open to the public.**

35       SECTION 10. [EFFECTIVE JULY 1, 2002] **The committee shall**  
 36 **arrange for the preparation, writing, and publication of a history**  
 37 **of the general assembly.**

38       SECTION 11. [EFFECTIVE JULY 1, 2002] **The committee shall**  
 39 **select and employ, under contract, the author of the history and**  
 40 **employ other persons as the committee determines necessary to**  
 41 **accomplish its purpose.**

42       SECTION 12. [EFFECTIVE JULY 1, 2002] **The history must**

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conform to the following standards:

(1) It must present a history of the state as reflected by the actions of the general assembly.

(2) It must cover primarily the general assemblies from approximately the one hundredth general assembly through the adjournment sine die of the one hundred thirteenth general assembly.

(3) It must be an interpretative history, relating the actions of the general assembly over the years to the other branches of state government, to the federal government and, where appropriate, to state, national, and world events.

(4) It must assess the position of the general assembly at the close of the one hundred thirteenth session and include specific recommendations for improving the performance of the general assembly and equalizing the balance between the general assembly and the other branches of government.

(5) It must be scholarly, factual, objective, and thorough.

SECTION 13. [EFFECTIVE JULY 1, 2002] (a) The author must:

(1) be a historian of high repute, experienced in historical research and writing, and whose work has been published; or

(2) have received a doctorate in history or political science from a recognized college or university, having written a thesis or dissertation as a requirement for that degree.

(b) The author must agree to devote at least eight (8) hours per day, forty (40) hours per week, forty-nine (49) weeks per year during the time of the author's employment.

SECTION 14. [EFFECTIVE JULY 1, 2002] (a) The committee shall provide specifications for the history and may establish additional qualifications for the author consistent with the provisions of this act.

(b) The committee shall consider the following issues related to the history, its specifications, and its publication:

(1) The use of an oral history as a complementary historical record to any published volume.

(2) Electronic publishing and the use of other information technology to provide greater access to the history.

(3) The importance of capturing the human interest side of the general assembly and the results of its work to provide a better understanding of the general assembly.

SECTION 15. [EFFECTIVE JULY 1, 2002] (a) The committee shall appoint an advisory council of not more than twelve (12) persons.

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(b) The council shall advise the committee concerning the appointment of an author of the history, the drafting of specifications for the history, and other matters relating to the history as the committee requests.

(c) The chairperson of the committee shall be ex officio chairperson of the council.

(d) The chairperson may appoint a temporary chairperson of the council from the membership of either the committee or the council.

SECTION 16. [EFFECTIVE JULY 1, 2002] The committee shall meet periodically with the author to:

- (1) receive progress reports;
- (2) determine that the author is fulfilling the author's contract; and
- (3) render assistance to the author as the committee determines is necessary.

SECTION 17. [EFFECTIVE JULY 1, 2002] The author shall have complete freedom to present the author's findings, subject only to the standards established by this act and the written specifications established by the committee.

SECTION 18. [EFFECTIVE JULY 1, 2002] (a) The author shall have offices in the state library and historical building, if space is available.

(b) If space is not available, the committee shall arrange for offices elsewhere until space becomes available in the state library and historical building.

(c) All officers and employees of each:

- (1) state:
  - (A) agency;
  - (B) authority;
  - (C) board;
  - (D) bureau;
  - (E) commission;
  - (F) committee;
  - (G) department;
  - (H) division;
  - (I) institution;
  - (J) college; or
  - (K) university;
- (2) county;
- (3) township; or
- (4) municipality;



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1 shall cooperate at all reasonable times with the committee and the  
2 author or the author's assistants to provide whatever information  
3 and material are relevant to the preparation of the history.

4 SECTION 19. [EFFECTIVE JULY 1, 2002] (a) Members of the  
5 committee and council shall receive the travel expense and per  
6 diem of members of the general assembly for attendance at  
7 meetings of the committee or council.

8 (b) The staff of the legislative services agency shall serve the  
9 committee and the council as if they were interim study committees  
10 of the legislative council.

11 (c) For all policies not specified in this act, the committee shall  
12 operate under the policies governing study committees adopted by  
13 the legislative council.

14 (d) The committee may receive appropriations and make  
15 allocations for the reasonable and necessary expenses of the  
16 committee, the council, the author, and other employees of the  
17 committee.

18 SECTION 20. [EFFECTIVE UPON PASSAGE] Funds  
19 appropriated in P.L.291-2001, SECTION 3, for Update of History  
20 of the General Assembly do not revert to the state general fund and  
21 may be used by the committee to accomplish the purposes of this  
22 act.

23 SECTION 21. [EFFECTIVE JULY 1, 2002] This act expires  
24 November 1, 2007.

25 SECTION 22. An emergency is declared for this act.

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## COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 422, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 422 as introduced.)

GARTON, Chairperson

Committee Vote: Yeas 8, Nays 0.

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ES 422—LS 6357/DI 94+



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Rules and Legislative Procedures, to which was referred Senate Bill 422, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

MOSES, Chair

Committee Vote: yeas 8, nays 1.

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